

Message Text

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-----113819 150749Z /14
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FM SECSTATE WASHDC
TO AMEMBASSY TOKYO

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E.O. 11652: N/A

TAGS: EAIR, JA

SUBJECT: CIVAIR - JAA AT HANEDA

REF: TOKYO 3884

1. EMBASSY IS REQUESTED TO PROTEST TO GOJ JAPAN'S POSSIBLE
CONTINUATION OF JAA AT HANEDA. TEXT OF NOTE SHOULD BE
ALONG FOLLOWING LINES:

QUOTE. ... AND REFERS TO THE JAPANESE GOVERNMENT'S
POSSIBLE DECISION TO ALLOW JAPAN ASIA AIRWAYS (JAA) AS WELL
AS CHINA AIRLINES (CAL) TO REMAIN AT HANEDA AIRPORT INSTEAD
OF MOVING THEIR INTERNATIONAL OPERATIONS TO NARITA AIRPORT
AS ALL OTHER INTERNATIONAL AIRLINES ARE BEING ORDERED TO DO.

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ALTHOUGH THE UNITED STATES GOVERNMENT VIEWS THE EARLIER
JAPANESE DECISION TO ALLOW CAL TO REMAIN AT HANEDA AS A
SERIOUS MATTER BECAUSE OF THE OBVIOUS COMPETITIVE ADVANTAGE
GIVEN TO THAT AIRLINE, IT RECOGNIZES THAT THERE ARE POLITI-
CAL QUESTIONS INVOLVED IN THIS PARTICULAR CASE FOR THE
JAPANESE GOVERNMENT. THEREFORE THE UNITED STATES GOVERN-
MENT HAS NOT RAISED THIS MATTER AS A QUESTION. HOWEVER, IT

IS NOW REPORTED THAT THE JAPANESE GOVERNMENT IS CONSIDERING ALLOWING JAA TO REMAIN ALSO AT HANEDA.

THE UNITED STATES GOVERNMENT PROTESTS ANY DECISION BY THE JAPANESE GOVERNMENT WHICH WOULD LEAVE JAA'S OPERATION AT HANEDA. SUCH ACTION WOULD CLEARLY BE CONTRARY TO PROVISIONS OF ARTICLE 15 OF THE CONVENTION ON INTERNATIONAL CIVIL AVIATION. UNLIKE THE CAL SITUATION, JAA IS A JAPANESE AIRLINE WHOSE ACTIVITIES ARE WHOLLY WITHIN THE CONTROL OF THE JAPANESE AUTHORITIES. MOREOVER, JAA'S CONTINUED OPERATION AT HANEDA WOULD HAVE AN UNFAIR COMPETITIVE IMPACT ON THE US AIRLINES WHICH ARE DENIED THE RIGHT TO OPERATE AT THE SAME AIRPORT ON COMPETITIVE ROUTINGS.

THE UNITED STATES WOULD APPRECIATE RECEIVING CONFIRMATION THAT JAA WILL BE TREATED IN THE SAME MANNER AS THE OTHER INTERNATIONAL AIRLINES SERVING TOKYO. IF, HOWEVER, IT IS THE INTENTION OF THE JAPANESE AUTHORITIES TO ACCORD UNEQUAL TREATMENT TO THE OTHER INTERNATIONAL AIRLINES, THE UNITED STATES WILL HAVE TO TAKE THIS DECISION INTO ACCOUNT IN THE BILATERAL AVIATION NEGOTIATIONS NOW UNDER WAY. UNQUOTE.

2. DURING RECENT CIVAIR TALKS IN TOKYO IN FEBRUARY, JAPANESE MOT VIRTUALLY INVITED USG TO MAKE SUCH A PROTEST.

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